

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 16, No. 29 July 17, 1997 Pages 1161-1192

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# **Board of Healing Arts**

# Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, September 23, at the office of the Kansas Board of Healing Arts, 235 S. Topeka Blvd., Topeka, to consider the adoption of two proposed amended rules and regulations relating to advertising a free offer by a licensee of the board and to the treatment of obesity with controlled substances.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the two proposed amended rules and regulations. All interested parties may submit comments prior to the hearing to the Board of Healing Arts at the address above. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the adoption of the proposed amended regulations during the hearing. In order to give all persons an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Marsha Schrempp at (913) 296-8962. Handicapped parking is located at the west end of the Hutton Building, and the northwest entrance to the building is accessible.

A summary of the two proposed rules and regulations to be considered for amendment and their respective economic impact are as follows:

K.A.R. 100-18a-1. Free offers. This regulation specifies the requirements necessary when a licensee of the Board of Healing Arts is offering a free or reduced-rate examination, service or procedure.

K.A.R. 100-23-1. Treatment of obesity. This regulation specifies the limitations imposed in the use of controlled substances for the treatment of obesity. There is no economic impact on state agencies or the general public.

Copies of the proposed regulations and the associated economic impact statements may be obtained by contacting Betty Johnson, Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, 66603, (913) 296-3680.

Lawrence T. Buening, Jr. Executive Director

Doc. No. 019410

The Kansas Register (ISSN No. 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$70 (Kansas residents must include \$4.31 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Periodicals postage paid at Topeka, KS.

Postmaster: Send change of address form to Kansas Register, Secretary of State, State Capitol, 300 S.W. 10th Ave., Topeka, KS 66612-1594.

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PUBLISHED BY
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300 S.W. 10th Ave.
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# **Pooled Money Investment Board**

#### **Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 1996 Supp. 75-4210. These rates and their uses are defined in K.S.A. 1996 Supp. 12-1675(b)(c)(d), and K.S.A. 1996 Supp. 75-4201(l) and 75-4209(a)(1)(B).

Term	Rate
1-89 days	5.42%
3 months	5.37%
6 months	5.52%
9 months	5,58%
12 months	5,65%
18 months	5.81%
24 months	5.90%

William E. Lewis Chairman

Doc. No. 019383

#### State of Kansas

# Department of Administration Division of Architectural Services

# Notice of Commencement of Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for architectural services for a new Center for Health in Aging at the University of Kansas Medical Center, Kansas City, Kansas. The center will serve as a focal point for a geriatric program to support, improve and further develop health care services.

The proposed center will be a 45,500 square foot, twostory building and will provide space for a model, singleentry clinical area for geriatric assessment, primary and specialty geriatric care, mental health services, health education, and community-based restorative services. The project budget is \$8,000,000.

For information regarding the scope of services, contact Steve Smallwood, Facilities Management, University of Kansas Medical Center, (913) 588-5300.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. August 1

Thaine Hoffman, AIA Director, Division of Architectural Services

### State of Kansas

# **University of Kansas Medical Center**

#### **Notice to Bidders**

Sealed bids for the items listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66160-7162, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

# Friday, August 1, 1997

#### 728010

UV/VIS spectrophotometer

Barbara Lockhart Purchasing Director

Doc. No. 019409

#### State of Kansas

# Racing and Gaming Commission

# Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Friday, September 26, at the Kansas Racing and Gaming Commission office, conference room, 3400 S.W. Van Buren, Topeka, to consider the adoption of a proposed permanent regulation of the Kansas Racing and Gaming Commission. This 60-day notice constitutes a public comment period for the purpose of receiving written public comments on this proposed regulation.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting the Kansas Racing and Gaming Commission, 3400 Van Buren, Topeka, 66611-2228, (913) 296-5800.

A copy of the full text of the regulation and the economic impact statement may be reviewed or obtained at the commission office. The following is a summary of the proposed amendment:

K.A.R. 112-10-5. Authorized medication. The amendment to this regulation removes the restriction of administering furosemide to horses three years old or older, which simply allows this authorized medication to be used in younger horses. This amendment does not change the manner under which the horse is placed on the bleedder list or the circumstances and procedures under which the authorized medication is administered.

Economic Impact: Each owner shall pay all expenses resulting from the administration of furosemide. These costs shall include administration, injection, blood testing, laryngoscopic examination, custody and security.

Myron Scafe Executive Director

Doc. No. 019402

# **Board of Technical Professions**

# **Notice of Meetings**

The Kansas State Board of Technical Professions will meet Friday, July 25, at the Shawnee Country Club, 913 S.E. 29th, Topeka. The Professional Engineer and Land Surveyor Committee will meet in the President's Room at 8:30 a.m., and the Architect and Landscape Architect Committee will meet in the PDR West Room at 10 a.m. The full board will meet at approximately 11 a.m. (at the conclusion of the committee meetings) in the President's Room. All meetings are open to the public.

Betty L. Rose Executive Director

Doc. No. 019376

# State of Kansas

#### **State Conservation Commission**

#### **Notice to Contractors**

Sealed bids for the construction of a 68,500 cubic yard detention dam, Site 232 in Anderson County, will be received by the Deer Creek Watershed Joint District No. 55 at the office of Agricultural Engineering Associates, 102 E. 2nd, Uniontown, 66779, (316) 756-4845, until 5 p.m. July 29, or may be carried and submitted immediately prior to bid opening at 8 p.m. July 29 at City Hall, Colony, (316) 852-3530. Contractor pre-qualification is required prior to bidding. Contract documents may be examined at the office of Agricultural Engineering Associates.

Tracy D. Streeter Executive Director

Doc. No. 019396

# State of Kansas

# Kansas Development Finance Authority

### Notice of Hearing

A public hearing will be conducted at 10 a.m. Friday, August 1, in the Senate Room, first floor, Jayhawk Tower, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bonds for the projects numbered below in the respective maximum principal amount. Each bond will be issued to assist the respective borrower (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the projects described below or for the purpose of refunding a bond previously issued to finance the project. Each project shall be located as shown:

Project No. 000345, Maximum Principal Amount: \$80,350. Owner/Operator: Joseph Ireton. Description: Acquisition of 210 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Sections 24, 32 and 1, Cambria, Daytona and Greeley Townships, respectively, Saline County,

Kansas; approximately 1 mile east of New Cambria on Highway 40 then 1 mile north on Niles Road.

Project No. 000346, Maximum Principal Amount: \$123,469. Owner/Operator: Gregory V. and Sharon K. Anderes. Description: Acquisition of 320 acres of agricultural land and related improvements and miscellaneous equipment consisting of 2 tractors, combine, 2 trucks, disc, 2 cultivators, forage harvester, haybaler, windrower and other farm equipment to be used by the owner/operator for farming purposes. Location: Section 8, Eureka Township, Saline County, Kansas; approximately 1½ miles south of Kipp.

Project No. 000347, Maximum Principal Amount: \$35,510. Owner/Operator: Dennis J. Debold. Description: Acquisition of 80 acres of agricultural land and related improvements and equipment and bred cows or heifers to be used by the owner/operator for farming purposes. Location: Section 1, Liberty Township, Saline County, Kansas; approximately 4 miles west of Gypsum, Kansas, on K-4 Highway then 2 miles south on Cunningham Road.

Project No. 000348, Maximum Principal Amount: \$35,510. Owner/Operator: William L. (Larry) Debold. Description: Acquisition of 80 acres of agricultural land and related improvements and equipment and bred cows or heifers to be used by the owner/operator for farming purposes. Location: Section 1, Liberty Township, Saline County, Kansas; approximately 4 miles west of Gypsum, Kansas, on K-4 Highway then 2 miles south on Cunningham Road.

Each bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. Each bond will be payable solely and only from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on each bond when it becomes due.

All individuals at the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bond for the purpose of financing the respective project, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding any of the projects may be obtained by contacting the Authority.

Any individual affected by any of the above described projects may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal. A local hearing, if requested, would be conducted in the county where the project in question is located.

Wm. F. Caton President

# **Kansas Arts Commission**

### Notice of Deadlines for Individual Artist Program

The Kansas Arts Commission announces opportunities for artists who are Kansas residents through the Individual Artist Program for fiscal year 1998, including Kansas Artist Fellowships and the Kansas Touring Program.

The commission is accepting applications from individual Kansas performing artists and from Kansas-based groups, companies and ensembles for three-year appointments to the roster of the Kansas Touring Program. Roster artists and ensembles whose terms have expired are required to reapply for reappointment.

This roster of solo and ensemble artists generally includes—but is not limited to—storytelling, mime, dance, theater for adults and children, and classical, folk, ethnic,

blues, jazz and gospel music.

Lower priority will be given to applications from fulltime students pursuing graduate or undergraduate degrees than to artists of professional status, although student artists who demonstrate exemplary artistic quality may be selected.

The application deadline for the Kansas Touring Pro-

gram roster is August 1.

The commission will award five Kansas Artist Fellowships of \$5,000 each to a qualified artist in each of the following disciplines: Fiction, poetry, two-dimensional visual art, three-dimensional visual art, and crafts.

Up to 12 Mini-Fellowships of \$500 each will be offered for 1998. An artist may apply for a Mini-Fellowship in any one of the following disciplines: Fiction, poetry, two-dimensional visual art, three-dimensional visual art, crafts, music composition, choreography, film/video, interdisciplinary/performance art, and playwriting.

Individuals may apply for either a Kansas Artist Fellowship or Mini-Fellowship in the same year, but not both within the same year. A minimum of one full year of Kansas residence is required of fellowship applicants. All recipients are required to sign a residency statement.

Not eligible to apply for fellowships are students seeking undergraduate or graduate degrees, interpretive artists who are not creating original work, artists in collaborations, and previous recipients of Kansas Artist Fellowships.

The application deadline for both the 1998 Kansas Artist Fellowships and the Mini-Fellowships is October 20.

Completed application forms, with required documentation and support materials, must have an official U.S. Postal Service postmark not later than the deadline date. Applications delivered by express mail or sent by overnight delivery will not be accepted after 5 p.m. on the deadline date.

Each eligible application and its support materials will be reviewed by a panel of professionals and experts. The recommendations of these advisory panels determine who will be appointed to the Kansas Touring Program Roster and to whom the commission will award Artist Fellowships and Mini-Fellowships.

To request the Individual Artist Program guidelines and application form, contact the Kansas Arts Commis-

sion, Jayhawk Tower, 700 S.W. Jackson, Suite 1004, Topeka, 66603-3758, (913) 296-3325. Persons with special communication needs may use the Kansas Relay Service, 1-800-766-3777.

Eric Hayashi Executive Director

Doc. No. 019388

#### State of Kansas

# **Department of Transportation**

#### Notice of Available Funding for Transportation Services

The Kansas Department of Transportation, Office of Public Transportation is accepting funding requests to purchase vehicles and equipment under 49 U.S.C. #5310 (formerly Section 16) of the Federal Transit Act Amendments of 1991 for transportation services to the elderly and persons with disabilities.

KDOT also will be accepting requests to provide operating assistance and/or vehicles for transportation services to the elderly, disabled and the general public. This will be provided under 49 U.S.C. #5311 (formerly Section

18) of the act.

Eligible applicants for 49 U.S.C. #5310 Federal Transit Administration grant funds must be private, nonprofit organizations that have been incorporated and registered with the Kansas Secretary of State to do business in Kansas. Applicants for a 49 U.S.C. #5311 grant must be local units of government, Indian Tribes, private nonprofit organizations or private operators contracting through any of these parties. Applicants also must be registered with the Secretary of State to do business in Kansas.

A total of \$639,000 in 49 U.S.C. #5310 and \$1.8 million in 49 U.S.C. #5311 funds will be available. The federal share of eligible capital cost will not exceed 80 percent of the net cost of each project, and the grant applicant share shall be 20 percent of the net cost. The federal share of operating cost will not exceed 40 percent of the net cost of each project, and the grant applicant share will be not less than 60 percent of the net cost.

Requests must be received by KDOT's Office of Public Transportation on or before July 21. Requests after that date will not be accepted. Persons interested in applying should write the Kansas Department of Transportation, Office of Public Transportation, 217 S.E. 4th, Topeka, 66603-3504.

Interested individuals also may contact KDOT by calling Kathy Marion at (913) 296-3058 or Pat Hummel at (913) 296-4907.

E. Dean Carlson Secretary of Transportation

(Published in the Kansas Register July 17, 1997.)

# City of Wichita, Kansas Public Works Department

#### **Request for Proposals**

The City of Wichita, Kansas—Public Works Department is inviting qualified consulting firms to submit proposals to develop a strategic plan for the development of Intelligent Transportation Systems (ITS) technologies in the Wichita metropolitan area. The strategic plan will identify ITS user services that are the most beneficial for a safe and efficient transportation system in the metropolitan area and define the technologies that are appropriate for providing these services. The strategic plan will

create an approach for future ITS deployment in the metropolitan area, assess funding and implementation options, and establish project priorities and implementation schedules.

Consulting firms interested in receiving copies of the City of Wichita ITS Request for Proposal and Early Deployment Plan should contact Scott Canfield, Engineering, 7th Floor, City Hall, 455 N. Main, Wichita, 67202, (316) 268-4446, fax (316) 268-4114.

Proposals must be received by August 29.

Public Works Department City of Wichita, Kansas

Doc. No. 019386

#### State of Kansas

# Legislature Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 21 through August 3:

Date	Room	Time	Committee	Agenda
July 21 July 22	514-S 514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Agenda not available.
July 22 July 23	526-S 526-S	10:00 a.m. 9:00 a.m.	Joint Committee on Pensions, Investments and Benefits	22nd: a.m KPERS overview. p.m Federal compliance. 23rd: School district, early retirement audits.
July 23	123-S	, 9:30 a.m.	Legislative Coordinating Council	Legislative matters.
July 23	519-S	10:00 a.m.	SRS Transition Oversight Committee	Long-Term Care Ombudsman Program transfer and other issues.
July 23	527-S	11:30 p.m.	Confirmation Oversight Committee	Agenda not available.
July 24	531-N	9:30 a.m.	Joint Committee on Computers and Telecommunications	Review of interim topics and proposals.
July 24	123-S	9:00 a.m.	Legislative Budget Committee	Agenda not available.
July 24 July 25	514-S 514-S	9:00 a.m. 9:00 a.m.	Special Committee on Community College Governance	Community college financing.
July 28 July 29	519-S 519-S	12:30 p.m. 9:00 a.m.	Special Committee on Assessment and Taxation	28th: Proposal No. 4 — Assessed Valuation Penalties; Proposal No. 1 — Property Tax Exemptions and Exclusive Use.  29th: Proposal No. 5 — Valuation Appeals Process; information from SBOTA; processing of 1996 income tax returns - Department of Revenue.
July 28 July 29			Joint Committee on Corrections and Juvenile Justice Oversight	Agenda not available.
July 29 July 30	123-S 123-S	10:00 a.m. 9:00 a.m.	Special Committee on Education	Education governance.

Doc. No. 019398

Emil Lutz Director of Legislative Administrative Services

# Department of Administration Division of Purchases

# **Notice to Bidders**

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information:

# Monday, July 28, 1997

32567

Department of Commerce and Housing—Janitorial services. Olathe

32588

University of Kansas—Laboratory services 32591

Kansas State University—Laboratory equipment maintenance services

6299

Department of Wildlife and Parks—All-terrain vehicles, various locations

Tuesday, July 29, 1997

32550

Statewide—3COM network equipment 32572

Fort Hays State University—Steam flow meters

Kansas State University—Elevator modifications
6305

Fort Hays State University—Software/hardware for non-linear video editor

6306

Fort Hays State University—Digital video equipment 6307

Wichita State University—Furnish and install audio/visual equipment

Wednesday, July 30, 1997

32584

Emporia State University—Storage units 32585

Department of Wildlife and Parks—Janitorial service, Wichita

6288

Department of Administration, Division of Facilities Management—Steam main replacement, Statehouse

Emporia State University—Printer

6295

6294

Kansas State University—Light fixtures and poles

Kansas State University—Eight day chassis, 5 SCSI disk drives

6297

Department of Administration, Division of Information Systems and Communications—Unix high performance sort utility product

# Thursday, July 31, 1997

A-8313

Hutchinson Correctional Facility—Roof replacement, print shop

6300

Kansas Racing and Gaming Commission—Digital copier

6301

Emporia State University—Refrigerant unit, materials only

6302

University of Kansas—Furnish and install carpet, cove base and stair treads

6303

Topeka Correctional Facility—Furnish and install fire notification and life safety system

# Friday, August 1, 1997

A-7888(a)

Department of Corrections—Tuckpoint perimeter exterior stone wall, Hutchinson

# Monday, August 4, 1997

32595

Department of Administration, Self Insurance Fund— Primary care medical provider

Tuesday, August 5, 1997

32548

Statewide—Miscellaneous hospital supplies (Class 09)

Wednesday, August 6, 1997

A-8326

Kansas State University—Laboratory improvements, Department of Plant Pathology 32590

Department of Transportation—Snow removal services, Sedgwick County

Thursday, August 7, 1997

32589

Adjutant General's Department—Fertilizer, herbicide and insecticide application services, Wichita

Friday, August 8, 1997

33263

Pittsburg State University—Property insurance

#### Request for Proposals

Monday, August 4, 1997

32586

Space lease for the Department of Social and Rehabilitation Services at Ottawa

Wednesday, August 6, 1997

32587

Alcohol and drug testing for the Department of Administration, Division of Personnel Services

Thursday, August 7, 1997

32204

Maintenance and installation of telecommunications equipment statewide

John T. Houlihan Director of Purchases

# State Banking Board

### Notice of Meeting

The State Banking Board will meet at 9 a.m. Monday, August 18, in the conference room of the Office of the State Bank Commissioner, Suite 300, Jayhawk Tower, 700 S.W. Jackson, Topeka. The board reviews matters relating to its supervisory authority as set forth in K.S.A. 9-1801 et seq.

W. Newton Male State Bank Commissioner

Doc. No. 019390

State of Kansas

# Department of Health and Environment

### **Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Custom Wood Products, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of hazardous air pollutants (HAPs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Custom Wood Products, Inc., Topeka, owns and operates a manufacturing facility of bath and kitchen cabi-

nets located at 315 E. Highway 24, St. Marys.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE northeast district office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Rasha S. Allen, (913) 296-1693, at the KDHE central office, or Pat Simpson, (913) 842-4600, at the KDHE northeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha S. Allen, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 18 in order to be considered in formulating

a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business August 18 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell Secretary of Health and Environment State of Kansas

# **Secretary of State**

### **Executive Appointments**

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. The following appointments, which are effective immediately unless otherwise specified, were recently filed with the Secretary of State:

### Kansas Advisory Committee on Hispanic Affairs

Dr. Rodolfo Arevalo, 2913 Cottonwood Lane, Hays, 67601. Term expires June 30, 2000. Succeeds William Araiza.

Robert DeLeon, 2970 N. Anderson Road, #8, Garden City, 67846. Term expires June 30, 2000. Succeeds Delores Loredo.

Esperanza Lara Lehman, 3517 Avalon Lane, Topeka, 66604. Term expires June 30, 2000. Succeeds Rogello Lasso.

### **Interstate Parole Compact Administrator**

Terry Reiling, Kansas Department of Corrections, 4th Floor, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. Serves at the pleasure of the Governor.

# Kansas Special Commission on Surface Water Quality

(Created by 1997 Session Laws of Kansas, Chapter 148. Members serve at the pleasure of the Governor.)

John Doull, M.D., Ph.D., Department of Pharmacology, Toxicology and Therapeutics, University of Kansas Medical Center, 3901 Rainbow Blvd., Kansas City, KS 66160

Jon Ferguson, Route 1, Box 158, Kensington, 66951.

Marynell R. Hollenbeck, Vice-Chair, 5406 Oliver Ave., Kansas City, KS 66117.

Clifton E. Meloan, 2908 Princeton Place, Manhattan, 66503.

P. Martin Nohe, 11601 Tomahawk Creek Parkway, C, Shawnee Mission, 66207.

Arthur F. Pope, 1100 N.-Linden Circle, Wichita, 67206.

James R. Triplett, Ph.D., Chair, Chairperson and Professor, Department of Biology, Pittsburg State University, 1701 S. Broadway, Pittsburg, 66762.

#### Wichita State University Board of Trustees

Joan Beren, 573 N. Armour St., Wichita, 67206. Term expires June 30, 1998. Succeeds Linda Ayala.

Dale G. Diggs, Jr., 1265 S. Sagebrush Court, Wichita, 67230. Term expires June 30, 1998. Succeeds Bob Knight.

Michael C. Oatman, 544 Wetmore Court, Wichita, 67209. Term expires June 30, 1998. Reappointment.

Ron Thornburgh Secretary of State

Doc. No. 019384

# Department of Health and Environment

### **Notice Concerning Kansas Water Pollution Control Permits**

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization subject to certain conditions.

#### Public Notice No. KS-AG-97-158/163

Legal Description	Receiving Water
SE/4, Sec. 21,	Verdigris River
T26S, R9E,	Basin
Greenwood County	
	Description SE/4, Sec. 21, T26S, R9E,

Kansas Permit No. A-VEGW-S004

This is a renewal of an existing permit for 200 head (80 animal units) of

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 210,000 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Dwight Cooper	NW/4, Sec. 14,	Verdigris River
Route 1, Box 189	T35S, R18E,	Basin
Edna, KS 67342	Labette County	

Kansas Permit No. A-VELB-S001

This is a renewal of an existing permit for 500 head (200 animal units)

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 83,232 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Michael Patterson	NE/4, Sec. 8, and	Verdigris River
Route 3, Box 410	NW/4, Sec. 9, T33S,	Basin
Independence, KS 67301	R14E, Montgomery	
	County	

Kansas Permit No. A-VEMG-H007 Federal Permit No. KS-0119300 This is an existing facility that is expanding from 5,000 head (2,000 an-

imal units) to 8,180 head (3,272 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided for 387,770 cubic feet, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Fred Henry	NE/4, Sec. 5,	Missouri River
Route 2, Box 67	T4S, R13E,	Basin
Goff, KS 66428	Nemaha County	

Kansas Permit No. A-MONM-S053

This is a new facility for 4000 head (0 animal units) of nursery pigs.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Wayne Niehues	NW/4, Sec. 33,	Kansas River
Route 2, Box 100	T4S, R13E,	Basin
Goff, KS 66428	Nemaha County	

Kansas Permit No. A-KSNM-S014

This is an existing facility for 696 head (278 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Sunflower Jersey	SW/4, Sec. 18,	Arkansas River
Roman Yoder	T24S, R6W,	Basin
6608 W. Longview Road	1 Reno County	
Hutchinson, KS 67501		\$15.3.4. 各类者:

Kansas Permit No. A-ARRN-M034

This is a new facility for 60 head (84 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be discharged to a design grass filter.

Compliance Schedule: None, existing controls adequate.

### Public Notice No. KS-97-111

Name and Address		Type of
of Applicant	Waterway	Discharge
City of Madison	Verdigris River	Treated domestic.
217 S. 3rd		wastewater
P.O. Box 347		
Madison, KS 66860		Millian St. Millian

Kansas Permit No. M-VE26-OO02 Fed. Permit No. KS0093858

Location: SE1/4 Section 7, Township 22S, Range 12E, Greenwood County Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment facility treating domestic wastewater. This facility replaces the existing mechanical plant. The new facility consists of a three-cell wastewater stabilization lagoon with a design flow of 0.112 MGD. The permit requirements are pursuant to Kansas surface technology standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are technology based.

#### Public Notice No. KS-ND-97-042

1 40110 1101	100 100 110	· · · · · · · · · · · · · · · · · · ·
Name and Address of Applicant	Legal Location	Type of Discharge
Kansas Department of Transportation	NW¼, S3, T27S, R10W,	Nonoverflowing
c/o Richard Ross	Kingman County	
Docking State Office Bldg. Topeka, KS 66612-1568		
Kansas Permit No. M-AR27	-NO01	不识别人的语言 医克勒氏线

Location: Kingman County Rest Area, Highway 54

Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment facility. The facility consists of a two-cell lagoon treating domestic wastewater.

(continued)

### Public Notice No. KS-PT-97-008/009

Name and Address of Applicant

Receiving Facility

Marysville WWTF

Type of Discharge Process water

Landoll Corp. Plant #1 1900 North St.

1900 North St. Marysville, KS 66508

Kansas Permit No. P-BB13-OO01 Facility Location: 20th St. Extended

Facility Description: The proposed action is to re-issue an existing pretreatment permit for the above named facility. This facility manufactures centerfold trucks, fork lift trucks, agricultural tillage implements, and lowboy trailers. At Outfall 001, two conversion coating (phosphating) operations are utilized to prepare fabricated steel for painting. Numerous waterfall paint booths generate wastewater in the painting area. Outfall 002 receives wastewater from an automatic, five-stage washer followed by a dry powder coating operation. The permit limits are pursuant to state and federal pretreatment requirements.

Name and Address of Applicant

Receiving Facility

Type of Discharge

Landoll Corp. Plant #2 Marysville WWTF

Process water

1900 North St. Marysville, KS 66508

Kansas Permit No. P-BB13-OO02

Facility Location: 604 Alston

Facility Description: The proposed action is to re-issue an existing pretreatment permit for the above named facility. This facility performs zinc electroplating on metal parts used to manufacture products at other Landoll facilities. Process wastewaters are treated on-site using a sand filtration treatment system before being discharged to the city sanitary sewer. The permit limits are pursuant to state and federal pretreatment requirements.

Written comments on the draft permits must be submitted to the attention of Lisa Duncan for agricultural permits or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before August 15 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-97-158/163, KS-97-111, KS-ND-97-042, KS-PT-97-008/009) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The applications, proposed permits, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 5 p.m. Monday through Friday. The documents are available upon re-

quest at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Gary R. Mitchell Secretary of Health and Environment

Doc. No. 019407

State of Kansas

# Department of Administration

Temporary Administrative Regulations

#### **Article 16.—TRAVEL REIMBURSEMENT**

1-16-2a. Relocation assistance. (a) The provisions of this regulation shall apply only to employees who are transferred to a new official station that is more than 25 miles from the old station and to new employees who are recruited under the provisions of 1997 SB 104, § 1. However, no subsistence allowance shall be paid under this regulation for expenses incurred within 30 miles of the official station at the time of travel.

(b) For purposes of searching for a new residence, in the 30-day period preceding an employee's transfer or the employee's original appointment date, the employee may be allowed subsistence reimbursement for not more than 15 calendar days at the current prevailing subsistence rates and private car mileage reimbursement for not more than one round trip from the employee's domicile.

(c) To the extent considered necessary and appropriate by the appointing agency head, the agency may pay all

or part of the following relocation expenses:

(1) Subsistence expenses for the employee while en route between the old and new official station or, for an employee recruited under 1997 SB 104, § 1, while en route between the old domicile and new domicile; and

- (2) a mileage allowance at the rate provided to reimburse state employees for the use of a privately owned conveyance for transporting the employee's immediate family from the old domicile to the new official station. However, such expenses may be allowed for only one one-way trip in connection with each change of official station and domicile of the employee, and for transfers, only in cases in which the new station is over 25 miles from the old station.
- (d) On and after the date of the employee's transfer or original appointment, subsistence expenses of the employee may be paid for a period of 30 days while the employee is occupying temporary quarters and trying to locate or waiting to enter a permanent residence. Subsistence expense payments to the employee may be extended for additional 30-day periods when deemed necessary by the agency head, with approval of the secretary of administration, while the employee's residence is in temporary quarters.

This regulation shall take effect on and after July 1, 1997. (Authorized by and implementing K.S.A. 75-3203, 75-3207, and 1997 SB 104, § 1; effective May 1, 1979;

amended, T-1-4-26-93, April 26, 1993; amended July 12, 1993; amended, T-1-7-1-97, July 1, 1997.)

1-16-2b. Moving expenses. (a) The provisions of this regulation shall apply only when a permanent employee transfers within a state agency or from one agency to another for the convenience or benefit of the employing agency and the official station is more than 25 miles from the old official station, or when an employee has been recruited under the provisions of 1997 SB 104, § 1.

(b) The head of the employing agency may pay reasonable moving expenses to a commercial carrier or may reimburse the employee as authorized by this regulation,

in an amount not to exceed the actual expenses.

(1) The employee may be reimbursed or a commercial carrier may be paid for the expenses of transporting, packing, crating, temporarily storing, draying, unpacking, and obtaining transit insurance for up to 12,000 pounds net weight of household goods and personal effects, excluding any cost for disassembling yard toys, patio equipment, window air conditioners, and shelving.

(2) When an employee transports a house trailer or mobile dwelling for use as a residence and the employee otherwise would be entitled to transportation of household goods and personal effects under paragraph (1) of this subsection, the head of the employing agency may

pay for the following expenses:

(A) A mileage allowance at the rate provided to reimburse state employees for the use of a privately owned conveyance, including the payment of necessary tolls, charges, and permit fees, if the trailer or dwelling is transported by the employee; or

(B) commercial transportation of the house trailer or mobile dwelling, at agency expense or through reimbursement to the employee, including the payment of necessary tolls, charges, and permit fees, if the trailer or

dwelling is not transported by the employee.

This regulation shall take effect on and after July 1, 1997. (Authorized by and implementing K.S.A. 75-3706 and 1997 SB 104, § 1; effective May 1, 1979; amended May 1, 1981; amended, T-1-4-26-93, April 26, 1993; amended July 12, 1993; amended, T-1-7-1-97, July 1, 1997.)

- **1-16-2d.** This regulation shall be revoked on and after July 1, 1997. (Authorized by and implementing K.S.A. 75-3207, 75-3219 and 75-3224; effective May 1, 1979; amended, T-1-4-26-93, April 26, 1993; amended July 12, 1993; revoked, T-1-7-1-97, July 1, 1997.)
- **1-16-2e.** Bidding required. (a) Moving expenses that may be paid pursuant to 1-16-2b(a) shall not exceed the total cost of moving a comparable household of 12,000 pounds of household furnishings and personal effects by commercial carrier at the tariff rates filed with and approved by the state corporation commission.

(b) Each employee who is eligible for moving expenses shall attempt to obtain three firm rate bids from commercial carriers and shall be responsible for selection of the lowest responsible carrier. Any contractual arrangement shall be between the state employee and the com-

mercial carrier.

(c) The firm rate bid shall include costs of the following services:

(1) transportation;

(2) material and labor for packing and unpacking barrels, drums, and cartons;

(3) appliance service;

(4) piano pick-up and delivery; and

(5) transit insurance.

This regulation shall take effect on and after July 1, 1997. (Authorized by and implementing 1997 SB 104, § 1; effective May 1, 1979; amended, T-85-46, Dec. 19, 1984; amended May 1, 1985; amended, T-1-7-1-97, July 1, 1997.)

1-16-18. Subsistence allowance; rates. (a) General provisions.

- (1) Except as otherwise specifically provided by law, subsistence allowances for in-state and out-of-state travel shall be paid on the basis of a quarter-day rate for meal expenses and the actual cost of lodging expenses incurred, within the lodging expense limits set forth in this regulation. The subsistence rates for meal expenses shall be paid on a per diem basis at the appropriate rate for any fraction of a quarter-day in which the official travel begins and for each full quarter-day thereafter. For purposes of this regulation, a day shall commence at 12:01 a.m. No quarter-day allowance shall be paid for any fractional quarter-day in which the traveler returns to the traveler's official station or domicile. As used in this regulation, "international travel" means travel outside the 50 states and the District of Columbia.
- (2) Reimbursement for lodging, or direct payment of lodging expenses to the lodging establishment, shall be made on the basis of actual single-rate lodging expenses incurred, including taxes, and shall be supported by the original official receipt of the lodging place or other suitable documentation. Reimbursement for lodging expenses, or direct payment of lodging expenses to the lodging establishment, shall be limited to the lodging place's lowest available rate for normal single occupancy on the day or days the lodging expense was incurred.
- (3) Subject to the approval of the secretary of administration, any city in a state bordering or near Kansas may be designated as a "border city" by the director of accounts and reports. For travel by state personnel to a border city, all meals allowances and lodging expense limitations shall be applied at the appropriate in-state rate.
- (b) Meals allowance. The quarter-day meals allowance shall be as follows:

<b>(1)</b>	In-state	\$6.50
	In-state high cost	\$7.00
` '	Out-of-state	\$7.00
	Designated high-cost geographic area—out-of-state	\$7.50
(5)	Borough of Manhattan and the District of Columbia	\$10.00
	International travel	\$10.00

An exception to the quarter-day meal allowance for international travel may be made at the option of each agency by claiming actual expenses, subject to a daily limitation of \$72 for meals.

(c) Lodging expense limitations. The lodging expense limitations shall be as follows:

(1)	In-state, exclusive of designated high-cost
• • •	geographic areas
(2)	In-state, designated high-cost geographic areas \$ 65.00
· ·	Continued

(3) Out-of-state, exclusive of designated high-cost	
geographic areas	\$ 78.00
(4) Out-of-state, designated high-cost geographic areas	\$113.00
(5) Borough of Manhattan and the District of Columbia	\$124.00
(6) International travel	actual

Specific exceptions to the dollar limitation on lodging expenses may be made pursuant to provisions in K.S.A. 75-3207a and its amendments.

(d) If the cost of meals is included within the cost of registration fees or other fees and charges paid by the agency or supplied without cost by another party, the meal expenses shall be reduced as follows:

(1) In-state travel:	Amount
(A) For each breakfast provided	\$ 6.00
(B) For each lunch provided	\$ 7.00
(C) For each dinner provided	\$13.00
(2) Travel to in-state high-cost geographic areas:	1
(A) For each breakfast provided	\$ 6.50
(B) For each lunch provided	\$ 7.50
(C) For each dinner provided	\$14.00
(3) Out-of state travel:	<b>411.00</b>
(A) For each breakfast provided	\$ 6.50
(B) For each lunch provided	\$ 7.50
(C) For each dinner provided	\$14.00
(4) Travel to out-of-state high-cost geographic areas:	411.00
(A) For each breakfast provided	\$ 7.00
(B) For each lunch provided	\$ 8.00
(C) For each dinner provided	\$15.00
(5) Travel to Borough of Manhattan or the District of	Ψ10.00
Columbia, and international travel:	recolors and
(A) For each breakfast provided	\$ 9.50
(B) For each lunch provided	\$10.50
(C) For each dinner provided	\$20.00

This regulation shall take effect on and after July 1, 1997. (Authorized by and implementing K.S.A. 75-3207a, as amended by 1997 SB 104, § 2; effective, E-80-10, July 11, 1979; effective May 1, 1980; amended, E-81-14, June 12, 1980; amended May 1, 1981; amended, E-82-14, July 1, 1981; amended May 1, 1982; amended, T-84-20, July 26, 1983; amended May 1, 1984; amended May 1, 1985; amended, T-87-26, Oct. 1, 1986; amended May 1, 1987; amended, T-89-1, Jan. 7, 1988; amended Oct. 1, 1988; amended July 1, 1990; amended, T-1-8-14-90, May 1, 1990; amended Oct. 8, 1990; amended, T-1-9-26-91, Oct. 1, 1991; amended Nov. 18, 1991; amended, T-1-1-1-93, Jan. 1, 1993; amended Feb. 22, 1993; amended, T-1-6-28-95, July 1, 1995; amended Oct. 27, 1995; amended, T-1-7-1-97, July 1, 1997.)

# Article 18.—MAXIMUM ALLOWANCE FOR MILEAGE FOR USE OF A PRIVATELY OWNED CONVEYANCE FOR PUBLIC PURPOSES

- 1-18-1a. Mileage rates. (a) Subject to the provisions of subsection (d), each employee who has been authorized to use a privately owned conveyance to engage in official business for an agency shall be entitled to reimbursement for use of that conveyance at the following rates:
- (1) 15¢ per mile for the use of a privately owned motorcycle;
- (2) 31¢ per mile for the use of a privately owned automobile;
- (3) 43¢ per mile for the use of a privately owned airplane; or

(4) 43¢ per mile for the use of a specially equipped vehicle for the physically handicapped.

(b) In addition to the mileage allowance authorized under subsection (a) of this regulation, the employee may be reimbursed for the following expenses:

(1) parking fees when on an official trip;

(2) toll road and toll bridge costs; and(3) airplane landing and tie-down fees.

(c) When an employee travels by privately owned airplane, reimbursement may be made for one round trip in a privately owned automobile or for a taxi fare charged in travel under these conditions:

(1) between the official station or domicile and the airport in the city in which the official station or domicile is located; and

(2) between the airport in the destination city and the place of official business.

(d) Exceptions to the mileage rates prescribed in subsection (a) shall be as follows.

(1) When a mode of transportation is available and is less costly than transportation by privately owned conveyance, mileage payments for use of a privately owned conveyance shall be limited to the cost of that other mode of transportation.

(2) An agency may pay a specified mileage rate that is lower than prescribed by subsection (a) when an employee's travel is not required by the agency and the employee is informed of the specified rate in advance of the travel.

(3) For employees of the state of Kansas only, any state employee choosing to use a privately owned automobile when a state-owned or leased vehicle, as defined by K.A.R. 1-17-1, is available for use shall be reimbursed at the central motor pool rate for compact cars, except under the following conditions.

(A) The employee's agency head or the agency head's designee determines that the use of a state-owned or leased vehicle would be more expensive than the use of

the employee's privately owned automobile.

(B) The employee has a disability that requires the use of a privately owned vehicle that is specially equipped. (Authorized by and implementing K.S.A. 75-3203 and 75-3203a; effective May 1, 1979; amended, E-80-10, July 11, 1979; amended May 1, 1980; amended, E-81-14, June 12, 1980; amended May 1, 1981; amended, T-83-19, July 1, 1982; amended May 1, 1983; amended, T-84-20, July 26, 1983; amended May 1, 1984; amended, T-85-46, Dec. 19, 1984; amended, T-86-7, April 1, 1985; amended May 1, 1985; amended, T-86-7, May 1, 1985; amended, T-86-17, June 17, 1985; amended May 1, 1986; amended T-89-1, Jan. 7, 1988; amended Oct. 1, 1988; amended, T-1-2-28-90, March 1, 1990; amended April 23, 1990; amended, T-1-11-14-90, Nov. 14, 1990; amended Jan. 7, 1991; amended July 12, 1993; amended, T-1-6-28-95, June 28, 1995; amended Aug. 4, 1995; amended, T-1-7-1-96, July 1, 1996; amended Oct. 18, 1996; amended, T-1-7-1-97, July 1, 1997.)

Daniel R. Stanley Secretary of Administration

# Department on Aging

Temporary Administrative Regulations

# Article 4a.—CUSTOMER AND PROVIDER APPEALS IN MEDICAID PROGRAMS

**26-4a-1.** Medicaid services fair hearing program; application of department of social and rehabilitation services' fair hearing regulations; requests for fair hearings. (a) The regulations in this article 4a shall apply only to the medicaid long-term care programs and services that the secretary of aging administers on behalf of the secretary of social and rehabilitation services, pursuant to K.S.A. 1996 Supp. 39-968, 75-5321a, and 75-5945 et seq., as amended.

(b) A fair hearing program to process and decide appeals involving the medicaid long-term care programs and services and the customers and providers of those services shall be administered through the department of social and rehabilitation services' administrative hearing section in accordance with the secretary of social and rehabilitation services' fair hearing regulations set out in K.A.R. 30-7-64 et seq., as in effect on June 1, 1997.

(c) To appeal a written decision, final action, or order made by the secretary of aging or any of the department on aging's employees or agents involving a medicaid program or service, a request for a fair hearing shall be made in writing to the department of social and rehabilitation services' administrative hearings section, pursuant to K.A.R. 30-7-68, as in effect on June 1, 1997, within the time provided therein.

(d) Written requests for hearings that are misdirected to the department on aging or any of its original offices, an area agency on aging, a service provider, or any agent of any of those organizations shall be forwarded to the department of social and rehabilitation services' admin-

istrative hearings section.

(e) This regulation shall be effective on and after July 1, 1997. (Authorized by and implementing K.S.A. 75-5908 and K.S.A. 1996 Supp. 75-5945; effective, T-26-7-1-97, July 1, 1997.)

Article 10.—ADMINISTRATION OF MEDICAID PROGRAMS: NURSING FACILITY SERVICES PAYMENT PROGRAM, HOME- AND COMMUNITY-BASED SERVICES WAIVER PROGRAM FOR THE FRAIL ELDERLY, AND TARGETED CASE MANAGEMENT SERVICES PROGRAM

**26-10-1.** Administration of medicaid programs. The long-term care medicaid programs that are described in K.A.R. 30-2-17, the administration of which is transferred to the secretary of aging from the secretary of social and rehabilitation services, pursuant to K.S.A. 1996 Supp. 39-968, 75-5321a, and 75-5945 et seq., as amended, shall be administered in accordance with the authorities referenced in K.S.A. 1996 Supp. 75-5945, as amended, and with K.A.R. 30-2-17, as in effect on July 1, 1997. This regulation shall be effective on and after July 1, 1997. (Authorized

by and implementing K.S.A. 75-5908 and K.S.A. 1996 Supp. 75-5945; effective, T-26-7-1-97, July 1, 1997.)

Thelma Hunter Gordon Secretary of Aging

Doc. No. 019378

State of Kansas

# **Juvenile Justice Authority**

Temporary Administrative Regulations

### **Article 2.—IUVENILE CORRECTIONAL FACILITIES**

123-2-1. Term of incarceration. (a) "Term of incarceration," as used in Sections 67 and 70 of 1997 House Substitute for SB 69, is the length of detention that a juvenile offender shall serve in a juvenile correctional facility for offenses committed before midnight of June 30, 1999.

(b) The length of detention shall be based upon the severity level of the most serious offense for which the juvenile offender is committed to a juvenile correctional

facility.

(c) A juvenile offender who has committed an offense that would constitute an off-grid crime, if committed by an adult, shall be detained in a juvenile correctional facility until the juvenile offender is 23 years of age.

(d) A juvenile offender who has committed an offense that would constitute a person felony, severity level 1, 2, or 3, if committed by an adult, shall be detained in a juvenile correctional facility for a minimum of 12 months.

(e) A juvenile offender who has committed an offense that would constitute a person felony, severity level 4, 5 or 6, or a drug felony, severity level 1 or 2, if committed by an adult, shall be detained in a juvenile correctional

facility for a minimum of nine months.

(f) A juvenile who is prosecuted as an adult pursuant to K.S.A. 38-1636, as amended, and who is convicted may serve a period of detention at a juvenile correctional facility until the juvenile is 16 years old, at which time the juvenile may be transferred to the Kansas department of corrections.

(g) A juvenile offender who has committed any other offense, including any violation of a conditional release, shall be detained in a juvenile correctional facility for a minimum of two months.

(h) Any exception to the minimum term of incarceration shall be approved in writing by the commissioner of

juvenile justice.

(i) This regulation shall take effect on and after July 1, 1997. (Authorized by K.S.A. 1996 Supp. 75-7024, as amended by 1997 House Substitute for SB 69, § 99; implementing K.S.A. 1995 Supp. 38-1673, as amended by L. 1996, Ch. 229, § 88, as amended by 1997 House Substitute for SB 69, § 67 and K.S.A. 1995 Supp. 38-1675, as amended by L. 1996, Ch. 229, § 90, as amended by 1997 House Substitute for SB 69, § 70; effective, T-123-7-1-97, July 1, 1997.)

Albert R. Murray Commissioner of Juvenile Justice

# Social and Rehabilitation Services

# **Temporary Administrative** Regulations

#### Article 2.—GENERAL

30-2-17. Administration of certain long-term care programs. (a)(1) Subject to the federal grant requirements for medicaid under the social security act, title XIX, the "nursing facility services payment program," as that term is used in K.S.A. 1996 Supp. 75-5321a, shall include the following functions:

(A) oversight of certification and recertification of

nursing facilities;

(B) provider enrollment;

(C) minimum data set collection and analysis;

(D) rate setting and payments;

(E) cost report reviews;

(F) audits;

(G) payment reconciliations;

(H) overpayment collections;

(I) penalty enforcement;

(J) compliance functions, including collection of civil money penalties; and

(K) budget preparation and management.

(2) For purposes of this regulation, the term "nursing facility" shall not include any nursing facility for mental health or intermediate care facility for the mentally re-

(b) The "home and community-based nursing facility waiver program," as that term is used in K.S.A. 1996 Supp. 75-5321a, means the medicaid home and community-based service waiver program for the frail elderly and targeted case management for the frail elderly.

(c) For the purposes of administering the nursing facility services payment program, the home and community-based nursing facility waiver program, and the income eligible home care program pursuant to K.S.A. 1996 Supp. 75-5321a, the secretary of aging may use, exercise, and enforce any power, duty, definition, or description established in regulations of the secretary of social and rehabilitation services as may be necessary. To the extent that federal grant requirements for the medicaid program under the social security act, title XIX, require the continued involvement by the secretary of social and rehabilitation services as the designated medicaid single state agency, the state plan, regulatory, policy making, and supervisory authority over the programs administered by the secretary of aging under K.S.A. 1996 Supp. 75-5321a shall continue to be exercised by the secretary of social and rehabilitation services. (Authorized by and implementing K.S.A. 1996 Supp. 39-708c and K.S.A. 1996 Supp. 75-5321a; effective, T-30-7-1-97, July 1, 1997.)

> Rochelle Chronister Secretary of Social and Rehabilitation Services

Doc. No. 019377

State of Kansas

# **Board of Healing Arts**

# **Temporary Administrative** Regulations

#### Article 23.—TREATMENT OF OBESITY

100-23-1. Treatment of obesity. A person shall not dispense or prescribe controlled substances to treat obesity, except in conformity with the following minimal requirements. (a) Amphetamines shall not be dispensed

or prescribed to treat obesity.

(b) The treating physician shall personally take a complete history of the patient and shall personally give a complete physical examination. The physical examination shall include checking the blood pressure and pulse, examining the heart and lungs, recording weight and height, and administering any other appropriate diagnostic tests. The history and examination shall determine if controlled substances are contraindicated and whether or not any co-morbidity exists. The treating physician shall enter each of these findings in the patient's record.

(c) The treating physician shall prescribe nutritional counselling, including behavior modification and appropriate exercise for weight loss, and record these para-

meters on the patient record.

(d) The treating physician shall not dispense or prescribe more than a 30-day supply of controlled substances

to treat obesity for a patient at one time.

- (e) Except as provided by subsection (f) of this regulation, the treating physician may continuously dispense or prescribe controlled substances to treat obesity when the physician observes and records that the patient significantly benefits from the controlled substances and has no serious adverse effects related to the drug regimen. A patient significantly benefits from the controlled substances when weight is reduced, or when weight loss is maintained and any existing co-morbidity is reduced. At the time of each return patient visit, the treating physician shall monitor progress of the patient; the treating physician or a person acting at the treating physician's order shall check the patient's weight, blood pressure, pulse, heart, and lungs. The findings shall be entered in the patient's record.
- (f) The treating physician shall not dispense or prescribe additional controlled substances to treat obesity for a patient who has not achieved a weight loss at least 5% of the patient's initial weight during the initial 90 days of treatment using controlled substances to treat obesity.

(g) As used in this regulation, the term "controlled substance" means any drug included in any schedule of

the Kansas uniform controlled substances act.

(h) This regulation shall take effect on and after July 1, 1997. (Authorized by and implementing K.S.A. 65-2837a, as amended by 1997 HB 2288, § 1; effective, T-86-25, July 24, 1985; effective May 1, 1986; amended, T-100-12-16-96, Dec. 16, 1996; amended May 9, 1997; amended, T-100-7-1-97, July 1, 1997.)

#### Article 67.—WOMAN'S RIGHT-TO-KNOW ACT

100-67-1. Unprofessional conduct; failure to provide informed consent information required by the woman's right-to-know act. (a) As used in this regulation, "the act" shall mean the Kansas woman's right-to-know act.

- (b) Until the Kansas department of health and environment publicizes and distributes materials required by section 28 of the act, a licensee who has performed an abortion shall be deemed to have substantially complied with the act and shall not be deemed to have failed to provide informed consent information intentionally, knowingly, or recklessly if the licensee has provided the woman with the information otherwise required by section 27 of the act.
- (c) This regulation shall expire September 1, 1997. (Authorized by K.S.A. 65-2865; implementing K.S.A. 1996 Supp. 65-2836, 65-2837, and 1997 SB 204, § 30; effective, T-100-7-1-97, July 1, 1997.)

Lawrence T. Buening, Jr. Executive Director

Doc. No. 019379

State of Kansas

# Department of Wildlife and Parks

# Permanent Administrative Regulations

#### **Article 14.—FALCONRY**

115-14-3. Falconry permit classes and requirements. (a) Apprentice class.

(1) Each applicant for an apprentice class permit shall

be at least 14 years of age.

(2) Each applicant shall be sponsored by a general or master falconer during the first two years that the apprentice falconry permit is in force.

(3) Each sponsor shall supervise no more than three

apprentice class falconers at any one time.

(4) Each apprentice falconer shall possess no more than one raptor and shall not obtain more than one replacement raptor during any 12-month period.

(5) Each apprentice falconer shall possess only an American kestrel *Falco sparverius* or a red-tailed hawk *Bu*-

teo jamaicensis.

(b) General class.

(1) Each applicant for a general class permit shall be at

least 18 years of age.

(2) Each applicant for a general class permit shall have at least two years of experience at the apprentice class level or its equivalent.

(3) Each general falconer shall possess no more than two raptors and shall not obtain more than two replacement raptors during any 12-month period.

(c) Master class.

(1) Each applicant for a master class permit shall have at least five years of experience at the general class level or its equivalent.

(2) Each master falconer shall possess no more than three raptors and shall not obtain more than two replacement raptors during any 12-month period. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807, K.S.A.

32-1002, and K.S.A. 32-1008; effective Nov. 12, 1991; amended Aug. 1, 1997.)

115-14-9. Acquisition of raptors. (a) Each falconer attempting to take or taking raptors from the wild shall possess a current hunting license, unless exempt pursuant to K.S.A. 32-919 and its amendments.

(b) Eyasses may be taken only by a general or master falconer and only during the period beginning on May 1

and extending through July 1.

(c) Passage and haggard raptors may be taken by apprentice, general, and master falconers during the period beginning on October 1 and extending through January 26.

(d) No more than two eyasses may be taken by the same falconer during the specified time period for the taking of eyasses.

(e) At least two eyasses shall be left in the nest when

an eyass is taken.

(f) The following raptors may be taken from the wild, but only during the specified stages of development:

(1) red-tailed hawk *Buteo jamaicensis* in the eyass and passage stages;

(2) American kestrel Falco sparverius in all stages; and

(3) great-horned owl Bubo virginianus in all stages.
(g) Any other species of raptor in the eyass or passage stage of development may be taken by general and master falconers if the service authorizes taking of the species from the wild for falconry purposes. Any species listed

be taken from the wild.

(h) Each falconer shall notify the department of the falconer's intent to take raptors from the wild in Kansas.

as a Kansas threatened or endangered species shall not

- (i) Each item of equipment used to capture raptors shall have a tag attached containing the permittee's name, address, and current falconry permit number.
  - (j) Marked raptors may be recaptured at any time.
- (k) Each falconer shall purchase, receive, sell, barter, or transfer raptors only in compliance with 50 C.F.R. 21.28 and 21.29, as adopted by reference in K.A.R. 115-14-1.

(l) Captive-bred raptors of any species may be used by general and master falconers if use of such species for falconry has been authorized by 50 C.F.R. 21.28 and 21.29,

as adopted by reference in K.A.R. 115-14-1.

(m) Other than those species listed on the federal or Kansas threatened or endangered lists, raptors taken under a depredation or special purpose federal permit may be used by general and master falconers as authorized by 50 C.F.R. 21.28, as adopted by reference in K.A.R. 115-14-1. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807, K.S.A. 32-919, and K.S.A. 32-1002; effective Nov. 12, 1991; amended Aug. 15, 1994; amended Aug. 1, 1997.)

Steven A. Williams Secretary of Wildlife and Parks

# **Board of Healing Arts**

# Permanent Administrative Regulations

### Article 15:—LICENSE RENEWAL; CONTINUING EDUCATION

100-15-1. Expiration date; renewal. (a) Each license to practice medicine and surgery issued by the board shall expire on June 30 of each year.

(b) Each license to practice osteopathic medicine and surgery issued by the board shall expire on September 30

of each year.

(c) Each license to practice chiropractic issued by the board shall expire on September 30 of each year. (Authorized by and implementing K.S.A. 1996 Supp. 65-2809; effective Jan. 1, 1966; amended Jan. 1, 1970; amended Jan. 1, 1973; amended Feb. 15, 1977; amended Aug. 1, 1997.)

#### **Article 49.—PODIATRY**

**100-49-5.** Expiration of license. Each license to practice podiatry issued by the board shall expire on September 30 of each year. (Authorized by and implementing K.S.A. 65-2005; effective, T-100-7-1-92, July 1, 1992; effective Aug. 17, 1992; amended Aug. 1, 1997.)

Lawrence T. Buening, Jr. Executive Director

Doc. No. 019385

#### State of Kansas

# **Board of Examiners in Optometry**

# Permanent Administrative Regulations

#### Article 10.—MAINTAINING AN OFFICE

**65-10-I.** Practice locations. (a) No licensee shall perform any optometric services at any office or practice location unless the licensee has displayed at that office or practice location an original license issued to the licensee by the board. A licensee shall display a separate original license at each office or practice location.

(b) Practice in a governmental institution shall not be considered an office or practice location, but practice in a medical facility or medical care facility shall be consid-

ered an office or practice location.

(c) No licensee shall maintain an office or practice location in a manner that indicates or implies either of the following.

(1) An unlicensed person is engaged in or maintains

an office for the practice of optometry.

(2) The licensee's practice is being carried on as part of or in association with the business enterprise of the unlicensed person. (Authorized by K.S.A. 74-1504(a)(6); implementing K.S.A. 65-1502; effective May 18, 1992; amended Aug. 1, 1997.)

Larry D. Stoppel President

Doc. No. 019412

State of Kansas

# **Board of Pharmacy**

# Permanent Administrative Regulations

# Article 1.—REGISTRATION AND EXAMINATION OF PHARMACISTS

**68-1-1f.** Foreign graduates. (a) Each applicant who has graduated from a school or college of pharmacy or a pharmacy department of a university located outside of the United States shall, in addition to the requirements set out in K.A.R. 68-1-1d, provide proof that the applicant has reasonable ability to communicate verbally and in writing with the general public in English.

(1) Each foreign applicant shall be required to pass the test of English as a foreign language (TOEFL) with a score of not less than 570 and the test of spoken English (TSE) with a score of not less than 55 in order to successfully qualify for licensure under the pharmacy act of the state

of Kansas.

(2) Any foreign applicant who holds a graduate or second-level degree or diploma from a post-secondary institution in the United States or another English-speaking country may be exempted from the TOEFL examination requirements stated above if other proof that the applicant has reasonable ability to communicate with the general public in English is submitted by the applicant and accepted by the board.

(b) Each applicant who is a graduate of a school or college located outside of the United States who has not demonstrated that the standards of the applicant's undergraduate degree program is at least equivalent to the university of Kansas school of pharmacy program, as provided by K.A.R. 68-1-1e, may satisfy the requirements of

K.A.R. 68-1-1e in the following manner:

(1) by providing satisfactory evidence to the board of graduation from the foreign school or college; and

(2) by successfully passing an equivalent examination

recognized or administered by the board.

- (c) All documents and materials required by these regulations shall be translated into English, and a certificate of correctness shall be provided. All copies shall be notarized as true copies. (Authorized by and implementing K.S.A. 65-1631; effective May 1, 1983; amended June 6, 1994; amended March 20, 1995; amended Aug. 1, 1997.)
- **68-1-2a.** Pharmacist-in-charge examination. (a) Each prospective pharmacist-in-charge shall satisfy the requirements of K.S.A. 65-1643(a)(3) by taking and passing a pharmacy law examination administered by the board or its agent, with a score of at least 85%. The examination shall include the statutes and rules and regulations, both state and federal, governing the practice of pharmacy.
- (b) Each prospective pharmacist-in-charge shall successfully pass the examination within 30 days of the change in the pharmacy registration at the location. If the pharmacy operation continues to operate and sell prescription medications more than 30 days beyond receiving a new registration and does not have a pharmacist-in-charge that has successfully passed the examination,

the pharmacy shall be considered in violation of the pharmacy act and may be subject to sanctions stated in K.S.A. 65-1627(d).

(c) The examination shall be administered at the board office or other such places as the executive secretary of

the board may determine.

(d) Any licensed pharmacist may take the examination at the time and place designated by the board, but a pharmacist may not be a pharmacist-in-charge unless the pharmacist has passed such examination. (Authorized by and implementing K.S.A. 65-1643; effective Aug. 1, 1997.)

#### **Article 2.—DRUGSTORES**

**68-2-5. Joint registrants.** (a) Whenever a pharmacy registration is issued to a person who is not a licensed pharmacist-in-charge, the registration shall be issued jointly to the non-licensed person, partnership, corporation, or other association and to the licensed pharma-

cist-in-charge.

(b) Whenever the employment relationship is severed between the pharmacist-in-charge of the location for which the pharmacy registration is issued and the joint registrant, the registration shall become null and void, and the pharmacist-in-charge shall remove and forward the registration to the executive secretary of the board within five days of the termination date. The joint registrant shall also be responsible for ensuring that the registration is forwarded to the executive secretary of the board. If the pharmacy plans to continue dispensing prescriptions, the original pharmacy registration shall be returned, and a new application, required fee, and supporting documentation shall be submitted immediately to the executive secretary of the board.

(c) Except for just cause, no pharmacist-in-charge shall terminate the relationship with a joint registrant unless the pharmacist-in-charge gives at least two weeks' prior written notice to the joint registrant and a copy of the notice is filed with the executive secretary of the board. (Authorized by K.S.A. 65-1630; implementing K.S.A. 65-1626(r) and K.S.A. 65-1643(a); effective Jan. 1, 1966; amended, E-76-31, Aug. 11, 1975; amended May 1, 1978; amended May 1, 1988; amended

Aug. 1, 1997.)

68-2-9. Change in ownership, duty of registrant or permittee to notify board. Each registrant or permittee shall notify the executive secretary of the board in writing of every change in either ownership or management of the operation for which the registration or permit was issued. The notice shall be submitted within five days of the date that the change in ownership becomes effective. In case of a change in ownership, the registrant or permittee shall, within five days of the date that the change in ownership takes effect, deliver the registration or permit to the executive secretary of the board. Each new owner shall apply for and obtain a registration or permit in the owner's name for the operation. If the new owner of the pharmacy plans to continue dispensing prescriptions after purchasing the operation, the new owner shall submit immediately to the executive secretary of the board a new application for a registration or permit in the new owner's name, along with the required fee and supporting documentation. (Authorized by and implementing K.S.A. 65-1630; effective Jan. 1, 1966; amended, E-76-31, Aug. 11, 1975; amended May 1, 1976; amended May 1, 1978; amended Aug. 1, 1997.)

#### **Article 20.—CONTROLLED SUBSTANCES**

**68-20-15a.** Security requirements. (a) General security requirements. Each applicant and registrant shall provide effective controls and procedures to guard against theft and diversion of controlled substances in conformance with the security requirements of federal law, including the requirements prescribed in part 1301.71 of title 21 of the code of federal regulations, as in effect on April 1, 1990, which are hereby adopted by reference

(b) Physical security controls for nonpractitioners shall comply with the requirements prescribed in parts 1301.72 and 1301.73 of title 21 of the code of federal regulations, as in effect on April 1, 1990, which are hereby adopted

by reference.

(c) Other security controls for nonpractitioners.

(1) Good faith inquiry. Before distributing a controlled substance to any person whom the registrant does not know to be registered to possess a controlled substance, each registrant shall make a good faith inquiry with the board to determine that the person is registered to possess a controlled substance.

(2) Suspicious orders. Each registrant shall design an operative system to disclose to the registrant any suspicious orders of controlled substances. Each registrant shall inform the board of suspicious orders when discovered. Suspicious orders shall include orders of unusual size, orders deviating from a normal pattern, and orders of unusual frequency.

(3) Any controlled substance listed in schedules II through V shall not be distributed on a gratuitous basis by a distributor to a practitioner, pharmacist, or any other

person

(d) Physical security controls for practitioners. Each practitioner shall provide effective controls and procedures to guard against theft and diversion of controlled substances in conformance with the security requirements of federal law, including requirements prescribed in parts 1301.75 and 1301.76 of title 21 of the code of federal regulations, as in effect on April 1, 1990, which are hereby adopted by reference.

(e) Other security controls for practitioners.

(1) In order to minimize the opportunities for diversion of controlled substances, each practitioner shall provide effective physical security, shall initiate additional procedures to reduce access by unauthorized personnel,

and shall provide an alarm system if necessary.

(2) Minimum security standards for practitioners as set forth in these regulations shall be considered as guidelines to be used in evaluating security. Additional security controls and operating procedures may be required by the board to prevent diversion of controlled substances. (Authorized by K.S.A. 65-4102; implementing K.S.A. 65-4117; effective May 1, 1983; amended May 1, 1988; amended Sept. 9, 1991; amended March 20, 1995; amended Aug. 1, 1997.)

Larry C. Froelich Executive Director

# **State Corporation Commission**

# **Notice of Motor Carrier Hearings**

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. August 5 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority, unless otherwise stated. This list does not include cases which have been continued from earlier assigned hearing dates for which parties of record have received notice.

Requests to inspect and copy the notices provided to the parties and questions in regard to these hearings should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (913) 271-3225 or 271-3151. The presiding officer for these matters is Dan Riley, Assistant General Counsel, (913) 271-3159. Anyone needing special accommodations should give notice to the commission 10 days prior to the scheduled hearing date.

Attention should be directed to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

# Application for Certificate of Public Service:

Frontier Trading Express, Inc., 420 W. Main, Roff, OK 74865; MC ID No. 135609; General commodities (except household goods and hazardous materials).

Henry Transportation, Inc., 12851 Mo. Bottom Road, Hazelwood, MO 63042; MC ID No. 105433; General commodities (except household goods and hazardous materials).

Patricia H. Spiker, dba Son Leasing, 101 N.W. Reo, Topeka, KS 66617; MC ID No. 154111; General commodities (except household goods and hazardous materials).

Wesley J. Woodard, dba Woodard Trucking, 2304 Belmont Place, Garden City, KS 67846; MC ID No. 101188; General commodities (except household goods).

Larry W. Owens, dba WeBee Lube 'N' Stuff, 901 4th St., Oswego, KS 67356; MC ID No. 154112; Wrecked, disabled, repossessed and replacement vehicles.

Richard D. Mohr, dba Dick's Oilfield Const., Route 2, Box 81, Great Bend, KS 67530; MC ID No. 133804; General commodities (except household goods and hazardous materials).

Daniel M. Martin, dba Daniel M. Martin Courier Service, Route 1, Eskridge, KS 66423; MC ID No. 154113; General commodities (except household goods and hazardous materials).

Michael R. Piland, dba Moonlight Services, 612 S. Monroe, Hugoton, KS 67951; MC ID No. 154114; Wrecked, disabled, repossessed and replacement vehicles.

# Application for Name Change of Certificate of Public Service:

U.S. Delivery Systems—North Central, Inc., 511 N. Belmont, Kansas City, MO 64123, MC ID No. 153186, to: Corporate Express Delivery Systems—Mid-West, Inc., 511 N. Belmont, Kansas City, MO 64123; William Parker, Attorney; General commodities (except household

goods, commodities in bulk, Classes A and B explosives and hazardous materials).

# Application for Abandonment of Public Service:

High Plains Milk Moovers, Inc., 39652 Ridgedale Drive, Murrieta, CA 92563; MC ID No. 150094.

> Don Carlile Administrator Transportation Division

Doc. No. 019403

#### State of Kansas

# **Department of Administration**

### Permanent Administrative Regulations

#### **Article 2.—DEFINITIONS**

- 1-2-8. Applicant. "Applicant" means a person who registers personal information and qualifications with the state and who applies for a specific vacancy. (Authorized by K.S.A. 75-3706 and K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 1996 Supp. 75-2939 and K.S.A. 75-3746; effective Dec. 17, 1995; amended Aug. 1, 1997.)
- **1-2-14.** Candidate. "Candidate" means an applicant who has been certified to the pool as eligible by the appointing authority or by the director, by virtue of meeting both the required selection criteria for a class of positions and the required selection criteria for a specific position. (Authorized by K.S.A. 75-3706 and K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 1996 Supp. 75-2939, 75-2942, and 75-2943; effective Dec. 17, 1995; amended Aug. 1, 1997.)
- 1-2-35. Candidate pool. "Candidate pool" means a pool of candidates certified as eligible for a vacancy by the appointing authority or by the director, and from which the appointing authority must hire an individual to fill that vacancy. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 1996 Supp. 75-2939, 75-2942, and 75-2943; effective May 1, 1979; amended Dec. 17, 1995; amended Aug. 1, 1997.)
- **1-2-68.** (Authorized by K.S.A. 75-3747; implementing K.S.A. 75-2939, as amended by 1995 SB 175, § 5 and K.S.A. 75-3746; effective Dec. 17, 1995; revoked Aug. 1, 1997.)

### Article 6.—RECRUITING AND STAFFING

- **1-6-2.** Recruitment. (a) Each agency shall submit to the director a job requisition for each vacancy to be filled.
- (b)(1) Except as provided in subsection (c) below, the appointing authority shall provide notice of each vacancy to be filled.
- (A) Notice shall be provided to employees within the agency and persons in the reemployment pool.
- (B) The appointing authority may then determine whether recruitment will also be conducted among the following individuals:
- (i) all state employees, including persons eligible for reinstatement; or

(ii) all state employees, persons eligible for reinstatement, and the general public.

(2) Notices of the vacancy shall be distributed by the director to all agency personnel offices. Appropriate and reasonable distribution within each agency shall be the responsibility of the agency.

(3) The appointing authority, within guidelines established by the director, shall establish a period of time in which applications will be accepted for each vacancy.

(c) Notices of a vacancy shall not be required when filling a temporary position, when a position is filled by demotion or transfer, when a position is reallocated, when filling a governor's trainee position, or when the director determines that for good cause such notice is not necessary.

(d) All job postings, announcements, and advertisements for vacancies in designated positions as defined in K.A.R. 1-2-30, or commercial driver positions as defined in K.A.R. 1-2-20, shall include a statement regarding the drug testing requirements set forth in K.A.R. 1-6-32, K.A.R. 1-6-33, K.A.R. 1-9-19a and K.A.R. 1-9-25. (Authorized by K.S.A. 1996 Supp. 75-3747 and 75-4362 and 75-4363; implementing K.S.A. 1996 Supp. 75-2939, 75-2943, 75-2944, 75-4362, and 75-4363; effective May 1, 1979; amended May 1, 1981; amended May 1, 1983; amended, T-1-10-28-88, Oct. 31, 1988; amended Dec. 18, 1988; amended April 13, 1992; amended Dec. 17, 1995; amended Aug 1, 1997.)

1-6-8. Content of selection instruments. (a) Each selection instrument shall in a fair manner assess the capacity and fitness of applicants or candidates to efficiently perform the duties of the position in which employment is sought. Selection instruments may include ratings of training, experience, and other qualifications, written tests, performance tests, interviews, physical fitness tests, assessment center evaluations, medical examinations, or other selection procedures. In accordance with these regulations, the appointing authority shall be responsible for developing, maintaining and validating selection instruments. All selection instruments, procedures, records, or other selection materials shall be made available to the director upon request. An agency, upon request, may be assisted by the director in developing, maintaining, and validating selection instruments. Selection instruments may also be developed, maintained, and validated by the director.

(b) Promotional selection instruments shall include, in addition to any or all of the selection instruments identified above, consideration of the applicant's or candidate's performance and length of service.

(c) Subject to policies established by the appointing authority or the director to protect the confidentiality of selection material, the selection papers of an applicant or candidate may be inspected by the applicant or candidate. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 1996 Supp. 75-2939; effective May 1, 1979; amended Dec. 17, 1995; amended Aug. 1, 1997.)

**1-6-21.** Candidate pools for regular positions. (a) For each vacancy in a regular position that is to be filled, the appointing authority shall hire from among those persons certified as eligible to fill that position.

(b) Errors in candidate pools may be corrected by the appointing authority or the director.

(c) Each candidate shall be given equal consideration by the agency when applying additional job-related selection criteria.

(d) To be eligible for veterans' preference points, each veteran shall meet the required selection criteria of the vacant position for which the veteran is applying. Each candidate who is verified to be eligible for veterans' preference shall receive points equalling five percent of the total available points of the job skill requirements. Each candidate verified to be eligible for disabled veterans' preference shall receive points equalling 10 percent of the total available points of the job skill requirements. (Authorized by K.S.A. 1996 Supp. 75-3747 and 75-2955; implementing K.S.A. 1996 Supp. 75-3747 and 75-2955; effective May 1, 1979; amended May 1, 1983; amended May 1, 1985; amended, T-1-9-19-94, Sept. 19, 1994; amended Nov. 21, 1994; amended Dec. 17, 1995; amended Aug.1, 1997.)

**1-6-22.** (Authorized by K.S.A. 1994 Supp. 75-3747; implementing K.S.A. 1994 Supp. 75-2935; effective May 1, 1979; amended May 1, 1983; amended Dec. 17, 1995; revoked Aug. 1, 1997.)

1-6-27. Demotion. (a) Any permanent employee may be demoted to a position in a lower class if that position is in the same series of classes, or if the appointing authority determines that the employee can reasonably be expected to perform satisfactorily the duties of the position for the lower class. Any permanent employee demoted pursuant to this regulation shall be granted permanent status in the class to which demoted, effective on the date of the demotion.

(b) Each request for a voluntary demotion shall be subject to approval of the appointing authority. The employee shall not be entitled to appeal the voluntary demotion to the civil service board.

(c) The demotion of a permanent employee for unsatisfactory performance of duties, for disciplinary reasons, or for other good cause shall be managed in accordance with the procedures specified in Article 10 of these regulations.

(d) An appointing authority may demote any new hire probationary employee or any probationary employee who was rehired on a basis other than reemployment or reinstatement to a class in a lower pay grade within the agency if the employee meets the qualifications for the lower class, if the employee can satisfactorily perform the duties of the lower class, and if the employee has consented. Each probationary employee demoted under this subsection shall start a new probationary period that shall be no fewer than six months in length.

(e) Each unclassified employee who is voluntarily demoted shall serve a probationary period in accordance with K.A.R. 1-7-4. (Authorized by K.S.A. 1996 Supp. 75-3747; implementing K.S.A. 1996 Supp. 75-2948 and K.S.A. 75-2949; effective May 1, 1979; amended May 1, 1983; amended May 1, 1984; amended Dec. 17, 1995; amended

Aug. 1, 1997.)

Daniel R. Stanley Secretary of Administration

# Social and Rehabilitation Services Division of Services for the Blind Advisory Committee

# **Notice of Meeting**

The Division of Services for the Blind Advisory Committee will meet from 9 a.m. to noon Friday, August 1, in the Rehabilitation Center for the Blind conference room, 2516 S.W. 6th Ave., Topeka.

S.A. Erhart Director

Doc. No. 019387

(Published in the Kansas Register July 17, 1997.)

Summary Notice of Bond Sale Community Hospital District No. 1 Pottawatomie, Jackson and Nemaha Counties, Kansas \$4,000,000 General Obligation Hospital Bonds

Series 1997 Dated August 1, 1997

(General obligation bonds payable from unlimited ad valorem taxes)

#### Sealed Bids

Subject to the notice of bond sale dated July 1, 1997, sealed bids will be received by the secretary of Community Hospital District No. 1, Pottawatomie, Jackson and Nemaha, Counties, Kansas (the issuer), on behalf of the governing body at the hospital's office, 120 W. 8th, Onaga, KS 66521, until 7 p.m. Thursday, August 7, 1997, for the purchase of \$4,000,000 principal amount of General Obligation Hospital Bonds, Series 1997.

### **Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated August 1, 1997, and will become due on October 1 in the years as follows:

Year	Principal Amount
1998	\$400,000
1999	400,000
2000	400,000
2001	400,000
2002	400,000
2003	400,000
2004	400,000
2005	400,000
2006	400,000
2007	400,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 1998.

#### **Interest Rates**

The difference between the highest and lowest interest rate submitted shall not exceed 3 percent. Only one rate of interest shall apply to any single maturity date.

# Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### Good Faith Deposit

Each bid shall be accompanied by a cashier's check or certified check payable to the Hospital District drawn on a bank located in the United States in the amount of \$80,000 (2 percent of the principal amount of the bonds).

#### Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about September 17, 1997, at such bank or trust company in the contiguous United States as may be specified by the successful bidder.

#### **Bid Price**

No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered,

# **Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1997 is \$223,547,368, which includes motor vehicle valuation. However, the amount of motor vehicle valuation has not been computed by the county clerks of Pottawatomie, Jackson and Nemaha Counties, Kansas. Of the \$223,547,368 valuation, \$209,851,693 is state assessed valuation. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$4,305,000, of which \$305,000 will be retired in 1997.

# **Approval of Bonds**

The bonds will be sold subject to the legal opinion of Fred W. Rausch, Jr., Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder when the bonds are delivered.

#### Redemption

Bonds maturing on or after October 1, 2003, shall be subject to call and redemption by the Hospital District at its option on October 1, 2002, and on any interest payment date thereafter at par and accrued interest to date of redemption without premium.

# **Additional Information**

Additional information regarding the bonds may be obtained from Dean F. Myers, Secretary of the Hospital District, 120 W. 8th, Onaga, KS 66521, (913) 889-4272; or from bond counsel, Fred W. Rausch, Jr., 220 S.W. 33rd, Suite 201, Topeka, KS 66611, (913) 267-3470. Preliminary official statements will be sent to prospective bidders on or about July 28, 1997.

Community Hospital District No. 1
Pottawatomie, Jackson and
Nemaha Counties, Kansas

# **University of Kansas**

#### **Notice to Bidders**

The University of Kansas is seeking bids on its 1973 King Air C-90 turbo-prop aircraft. Individuals or firms interested in submitting bids should send them to Jim Stogsdill, Administration, University of Kansas, Lawrence, 66045, by 5 p.m. August 1. For additional information or aircraft specifications, contact Jim Stogsdill at (913) 864-4749.

> Jim Stogsdill University of Kansas

Doc. No. 019389

(Published in the Kansas Register July 17, 1997.)

Summary Notice of Bond Sale \$240,000

City of Cedar Vale, Kansas General Obligation Street Bonds

(General obligation bonds payable from unlimited ad valorem taxes)

#### Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated July 3, 1997, of the City of Cedar Vale, Kansas, in connection with the city's General Obligation Street Bonds, Series 1997, hereinafter described, sealed, written bids shall be received at the office of the city clerk at City Hall, 702 Cedar, Cedar Vale, Kansas, until 7 p.m. Tuesday, July 29, 1997, for the purchase of the bonds. All bids shall be publicly opened, read aloud and tabulated on said date and at said time and shall thereafter be immediately considered and acted upon by the governing body of the city.

No oral or auction bids for the bonds shall be considered, and no bids for less than the entire series of bonds

shall be considered.

Bids shall be accepted only on the official bid form which has been prepared for the public bidding on these bonds, and which may be obtained from the city clerk or from the city's financial advisor. Bids may be submitted by mail or may be delivered in person, but must be received at the place and not later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

#### Details of the Bonds

The bonds to be sold are in the aggregate principal amount of \$240,000, and shall bear a dated date of August 1, 1997. The bonds shall be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds are subject to redemption prior to their maturities as set forth in the official notice of bond sale.

Interest on the bonds shall be payable semiannually on March 1 and September 1 in each year, commencing March 1, 1998, and the bonds shall mature serially on September 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$ 5,000	09/01/98
5,000	09/01/99
10,000	09/01/00
10,000	09/01/01
10,000	09/01/02
10,000	09/01/03
10,000	09/01/04
10,000	09/01/05
10,000	09/01/06
10,000	09/01/07
10,000	09/01/08
10,000	09/01/09
15,000	09/01/10
15,000	09/01/11
15,000	09/01/12
15,000	09/01/13
15,000	09/01/14
15,000	09/01/15
20,000	09/01/16
20,000	09/01/17

Payment of Principal and Interest

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the City of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

#### Security for the Bonds

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city is obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon. (Reference is made to the official notice of bond sale and the preliminary official statement for a complete discussion of security for the bonds).

#### **Delivery of the Bonds**

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or about August 19, 1997, at such bank or trust company or other qualified depository in the State of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion** 

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, L.L.C., Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Ref-

erence is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

#### **Financial Matters**

The city's assessed tangible valuation for computation of bonded debt limitations during calendar year 1997 will be \$535,057, pursuant to K.S.A. 10-308, which provides that the authorized and outstanding bonded indebtedness of any city shall not exceed 30 percent of the assessed valuation of the city. The city's outstanding general obligation bonded indebtedness at August 1, 1997, including the bonds described herein, will total the principal amount of \$250,000. As of August 1, 1997, the city's outstanding bonded indebtedness, which is subject to the bonded debt limitation, will be \$240,000.

#### Official Statement

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final" by the city for the purpose of the Securities and Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

**Continuing Disclosure** 

The Securities and Exchange Commission Rule 15c2-12, as amended effective July 3, 1995, provides that brokers, dealers and municipal securities dealers must comply with certain requirements before acting as an underwriter in a primary offering of municipal securities with an aggregate principal amount of \$1,000,000 or more.

The bonds described herein will be offered in a primary offering with an aggregate principal amount of less than \$1,000,000. Accordingly, in the opinion of bond counsel, the offering and sale of the bonds described herein does not constitute an offering as defined by the rule, and the requirements of the rule do not apply to brokers, dealers and municipal securities dealers acting as underwriters in connection with the bonds described herein.

#### **Additional Information**

For additional information regarding the city, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the city clerk at the address and telephone number shown below, or from the city's financial advisor, Brian E. Corrigan, Cooper Malone McClain, Inc., 100 N. Main, Suite 510, Wichita, KS 67202, (316) 264-2400.

Judith K. McCall, City Clerk City Hall 702 Cedar Cedar Vale, KS 67024 (316) 758-2244

Doc. No. 019392

(Published in the Kansas Register July 17, 1997.)

Summary Notice of Note Sale \$1,950,000 Sedgwick County, Kansas Temporary Notes, Series 1997-1

(General obligation notes payable from unlimited ad valorem taxes)

#### Sealed Bids

Subject to the notice of note sale dated July 9, 1997, sealed bids will be received by the director, Bureau of Finance of Sedgwick County, Kansas (the issuer), on behalf of the governing body at Sedgwick County Courthouse, Suite 823, 525 N. Main, Wichita, KS 67203, until 9:30 a.m. July 30, 1997, for the purchase of \$1,950,000 principal amount of Temporary Notes, Series 1997-1. No bid of less than 99 percent of the principal amount of the notes and accrued interest thereon to the date of delivery will be considered.

# **Note Details**

The notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof. The notes will be dated August 1, 1997, and will become due February 1, 1999. The notes will bear interest from the date thereof at rates to be determined when the notes are sold as hereinafter provided, which interest will be payable at maturity or earlier redemption.

**Optional Book-Entry-Only System** 

The successful bidder may elect to have the notes registered under a book-entry-only system administered through DTC.

Paying Agent and Note Registrar

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit** 

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$39,000 (2 percent of the principal amount of the notes).

Delivery

The issuer will pay for printing the notes and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about August 25, 1997, at DTC or such bank or trust company in the contiguous United States as may be specified by the successful bidder.

**Approval of Notes** 

The notes will be sold subject to legal opinion of Gilmore and Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the notes will be furnished and paid for by the issuer, printed on the notes and delivered to the successful bidder when the notes are delivered.

**Additional Information** 

Additional information regarding the notes may be obtained from Richard J. Hesse, cash/debt management coordinator, at the address above, fax (316) 383-7729.

Dated July 9, 1997.

Sedgwick County, Kansas

(Published in the Kansas Register July 17, 1997.)

Summary Notice of Bond Sale \$9,625,000

Sedgwick County, Kansas General Obligation Bonds, Series A, 1997

(General obligation bonds payable from unlimited ad valorem taxes)

#### Sealed Bids

Subject to the notice of bond sale dated July 9, 1997, sealed bids will be received by the director, Bureau of Finance, Sedgwick County, Kansas (the issuer), on behalf of the governing body at Sedgwick County Courthouse, Suite 823, 525 N. Main, Wichita, KS 67203, until 9:30 a.m. July 30, 1997, for the purchase of \$9,625,000 principal amount of General Obligation Bonds, Series A, 1997. No bid of less than 99 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### **Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated August 1, 1997, and will become due on August 1 in the years as follows:

Year	Principal Amount
1998	\$700,000
1999	700,000
2000	725,000
2001	735,000
2002	750,000
2003	765,000
2004	775,000
2005	800,000
2006	815,000
2007	825,000
2008	375,000
2009	385,000
2010	400,000
2011	425,000
2012	450,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on February 1 and August 1 in each year, beginning February 1, 1998.

### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit** 

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$192,500 (2 percent of the principal amount of the bonds).

#### Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before August 26, 1997, at such bank or trust company in the

contiguous United States as may be specified by the successful bidder.

#### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$2,602,398,824. The total general obligation indebtedness of the issuer as of the date of the delivery of the bonds, including the bonds being sold, is \$78,770,000.

#### **Approval of Bonds**

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

#### Additional Information

Additional information regarding the bonds may be obtained from Richard J. Hesse, Cash/Debt Management Coordinator, Sedgwick County Courthouse, Suite 823, 525 N. Main, Wichita, KS 67203, (316) 383-7591, fax (316) 383-7729.

Dated July 9, 1997.

Sedgwick County, Kansas

Doc. No. 019393

(Published in the Kansas Register July 17, 1997.)

Summary Notice of Bond Sale \$16,700,000 Sedgwick County Public Building Commission Revenue Bonds Series A, 1997 (Exploration Place Project)

\$4,100,000
Sedgwick County Public Building Commission
Revenue Bonds
Series B, 1997
(Public Services Administration Building Project)

#### **Bids**

Subject to the notice of bond sale dated July 9, 1997, and preliminary official statement dated July 9, 1997, sealed bids will be received by the Sedgwick County controller on behalf of the Sedgwick County Public Building Commission (the issuer) at the Sedgwick County Courthouse, 525 N. Main, Suite 823, Wichita, KS 67203, until 11 a.m. July 30, 1997, for the purchase of the following two separate series of revenue bonds issued by Sedgwick County Public Building Commission in the aggregate principal amount of \$20,800,000: the Sedgwick County Public Building Commission Revenue Bonds, Series A, 1997 (Exploration Place Project) in the principal amount of \$16,700,000, and Sedgwick County Public Building Commission Revenue Bonds, Series B, 1997 (Public Services Administration Building Project) in the principal amount of \$4,100,000, hereinafter described. The Series A, 1997 and the Series B, 1997 bonds are hereinafter jointly

Continue

referred to as the "bonds." Each series of bonds shall be sold separately. Bidders may bid on either or both series of bonds, but must bid on the total amount of a series. All bids will be publicly opened and read at said time and place and the award of the bonds will be acted upon by the issuer at its meeting to be held at noon on the date of the sale. No oral or auction bids will be considered.

#### **Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated August 1, 1997, and will become due on August 1 in the years as follows:

# Series A, 1997 Bonds

Year         Amount           1998         \$325,000           1999         345,000           2001         365,000           2002         405,000           2003         425,000           2004         450,000           2005         475,000           2006         500,000           2007         530,000           2009         590,000           2010         620,000           2011         655,000           2012         690,000           2013         730,000           2014         770,000           2015         810,000           2016         855,000           2017         905,000           2018         950,000           2019         1,000,000           2020         1,060,000           2021         1,125,000           2022         1,180,000			Principal
1999       345,000         2000       365,000         2001       385,000         2002       405,000         2003       425,000         2004       450,000         2005       475,000         2006       500,000         2007       530,000         2008       555,000         2009       590,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	Year		Amount
2000       365,000         2001       385,000         2002       405,000         2003       425,000         2004       450,000         2005       475,000         2006       500,000         2007       530,000         2008       555,000         2009       590,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	1998		\$325,000
2001       385,000         2002       405,000         2003       425,000         2004       450,000         2005       475,000         2006       500,000         2007       530,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	1999		345,000
2002       405,000         2003       425,000         2004       450,000         2005       475,000         2006       500,000         2007       530,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2000		365,000
2003       425,000         2004       450,000         2005       475,000         2006       500,000         2007       530,000         2008       555,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2001		385,000
2004       450,000         2005       475,000         2006       500,000         2007       530,000         2008       555,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2002		405,000
2005       475,000         2006       500,000         2007       530,000         2008       555,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2003		425,000
2006       500,000         2007       530,000         2008       555,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2004		450,000
2007       530,000         2008       555,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2005		475,000
2008       555,000         2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2006	지원의 선생님들이 되었다.	500,000
2009       590,000         2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2007		530,000
2010       620,000         2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2008		555,000
2011       655,000         2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2009	어떤 경험 내가 되었다.	
2012       690,000         2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2010		
2013       730,000         2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000			
2014       770,000         2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000			
2015       810,000         2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2013		
2016       855,000         2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	,		
2017       905,000         2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000			
2018       950,000         2019       1,000,000         2020       1,060,000         2021       1,125,000	2016		
2019     1,000,000       2020     1,060,000       2021     1,125,000	2017		
2020 1,060,000 2021 1,125,000			
2021 1,125,000		医连旋 医遗嘱造术 化	
2022 1,180,000	2021		
	2022		1,180,000

### Series B, 1997 Bonds

Selies D, 19	97 Dulius
	Principal
Year	Amount
1998	\$120,000
1999	125,000
2000	130,000
2001	140,000
2002	145,000
2003	155,000
2004	160,000
2005	170,000
2006	180,000
2007	190,000
2008	200,000
2009	210,000
2010	225,000
2011	235,000
2012	250,000
2013	265,000
2014	275,000
	and the second of the second o

2015	290,000
2016	310,000
2017	325,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on February 1 and August 1 in each year, beginning February 1, 1998.

**Book-Entry-Only System** 

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through DTC.

Trustee-

Series A, 1997 Bonds INTRUST Bank, N.A.

Paying Agent and Bond Registrar— Series B, 1997 Bonds

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States in the amount of 2 percent of the principal amount of the bonds.

**Delivery** 

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about August 21, 1997, at such bank or trust company in the contiguous United States as may be specified by the successful bidder.

**Approval of Bonds** 

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

#### **Additional Information**

Additional information regarding the bonds may be obtained from the Sedgwick County controller or Richard J. Hesse, cash/debt management coordinator, Sedgwick County Courthouse, Suite 823, 525 N. Main, Wichita, KS 67203, (316) 383-7591.

Dated July 9, 1997.

Sedgwick County Public Building Commission

### **INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the Kansas Register issue in which more information can be found. This cumulative index supplements the index found in the 1996 Supplement to the Kansas Administrative Regulation lations.

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1-1-2	Revoked	V. 15, p. 704
1-1-3	Revoked	V. 15, p. 704
1-1-4	Revoked	V. 15, p. 704
1-2-53	Revoked	V. 15, p. 704
1-2-57	Amended	V. 15, p. 704
1-2-72	Amended	V. 15, p. 704
1-2-88	Amended	V. 15, p. 704 V. 15, p. 704
1-3-1	Revoked	V. 15, p. 704
1-3-3 1-3-4	Revoked	V. 15, p. 704
1-3-4	Revoked	V. 15, p. 704
1-4-6	Amended Poveled	V. 15, p. 704 V. 15, p. 704
1-5-1	Revoked Amended	V. 15, p. 704
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1-5-6	Revoked	V. 15, p. 704
1-5-7	Amended	V 15 p 704
1-5-12	Amended	V. 15, p. 704 V 15 p. 705
1-5-15	Amended	V. 15, p. 705 V. 15, p. 705
1-5-22	Amended	V. 15, p. 706
1-5-24	Amended	V. 15, p. 706
1-5-26	Amended	V. 15, p. 707
1-6-22a	Amended	V. 15, p. 707
1-6-23	Amended	V. 15. p. 708
1-6-24	Amended	V. 15, p. 708 V. 15, p. 708
1-6-31	Amended	V. 15, p. 708
1-6-33	Amended	V. 16, p. 973
1-8-1	Revoked	V. 15, p. 709
1-8-5	Amended	V. 15, p. 709 V. 15, p. 709
1-8-7	Revoked	V. 15, p. 709
1-9-2	Amended	V. 16. p. 973
1-9-7c	Amended	V. 16, p. 974 V. 15, p. 709
1-9-9	Revoked	.V. 15, p. 709
1-9-13	Amended	V. 16. p. 974
1-9-15	Revoked	V. 15, p. 709
1-9-16	Revoked	V. 15, p. 709
1-9-17 1-9-19a	Revoked	V. 16, p. 975
1-9-19a	Amended	V. 15, p. 709
1-9-26	Amended	V. 15, p. 710
1-9-27	Amended Amended	V. 16, p. 975
1-10-6	Amended Amended	V. 16, p. 976
1-10-8	Revoked	V. 15, p. 713 V. 15, p. 713
1-10-9	Revoked	V. 15, p. 713
1-11-1	Amended	V 15 p 713
1-13-1a	Amended	V. 15, p. 713 V. 16, p. 977
1-13-2	Revoked	V. 15. p. 714
1-13-3	Revoked	V. 15, p. 714 V. 15, p. 714
1-13-4	Revoked	V. 15, p. 714
1-14-6	Revoked	V. 15, p. 714
1-14-7	Amended	V. 15, p. 714 V. 15, p. 714
1-14-10	Amended	V. 15, p. 715
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